

BEFORE
THE PUBLIC SERVICE COMMISSION OF
SOUTH CAROLINA
DOCKET NO. 2005-57-C - ORDER NO. 2005-409
JULY 25, 2005

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| IN RE: Joint Petition for Arbitration on behalf of |) | ORDER |
| NewSouth Communications, Corp., NuVox |) | GRANTING |
| Communications, Inc., KMC Telecom V, |) | EXTENSION |
| Inc., KMC Telecom III, LLC and Xspedius |) | |
| (Affiliates) of an Interconnection Agreement |) | |
| with BellSouth Telecommunications, Inc. |) | |
| Pursuant to Section 252(b) of the |) | |
| Communications Act of 1934, as Amended. |) | |

This matter comes before the Public Service Commission of South Carolina (the Commission) on the Motion for Extension of Time to File Post-Hearing Briefs and/or Proposed Orders filed in this Docket by BellSouth Telecommunications, Inc. (BellSouth). At this time, BellSouth requests that this Commission enter an Order extending the time allowed for all parties to file post-hearing briefs until 30 days after the Hearing Officer rules on BellSouth's Motion to Strike All Testimony Presented by Mr. Hamilton Russell (the Motion to Strike).

At present, by virtue of the Commission Hearing Officer Directive entered in this Docket on May 31, 2005 and the Commission's action during the June 1, 2005 hearing in this docket, the parties are allowed to file Post-Hearing Briefs and/or Proposed Orders some thirty days following the date that the transcript of the hearing is made available. A copy of the hearing transcript was made available to the parties on July 8, 2005. Under

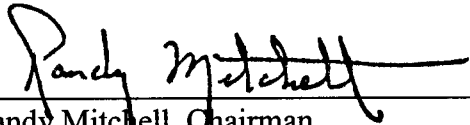
the current schedule, therefore, the parties are allowed to file Post-Hearing Briefs and/or Proposed Orders on or before August 8, 2005.

However, BellSouth notes that its Motion to Strike is pending, and the resolution of that Motion could substantially affect the contents of the record in this proceeding. BellSouth therefore requests that the Commission modify the procedural schedule to allow the parties to file Post-Hearing Briefs and/or Proposed Orders 30 days following the date on which the Hearing Officer rules on BellSouth's Motion to Strike. According to BellSouth, this will allow the parties to file briefs and/or proposed orders that are based on the contents of the record that is actually before the Commission.

We have examined this matter, and have concluded that BellSouth's Motion for Extension of Time should be granted as filed. Clearly the ruling on the Motion to Strike could have an effect on the contents of the record in this proceeding. Accordingly, all parties shall have 30 days following the date on which the Hearing Officer rules on BellSouth's Motion to Strike to file Post-Hearing Briefs and/or Proposed Orders in this Docket.


This Order shall remain in full force and effect until further Order of the Commission.

BY ORDER OF THE COMMISSION:



Randy Mitchell, Chairman

ATTEST:



G. O'Neal Hamilton, Vice-Chairman

(SEAL)